\*E-Filed 10/03/2006\* LUKENS LAW GROUP 1 WILLIAM M. LUKENS (SBN 037196) JENNIFER L. JONAK (SBN 191323) 2 LOUIS H. PUGH (SBN 208555) One Maritime Plaza, Suite 1600 3 San Francisco, CA 94111 Telephone: (415) 433-3000 4 Facsimile: (415) 781-1034 5 FENSTERSTOCK & PARTNERS, LLP BLAIR C. FENSTERSTOCK 6 MAUREEN M. MCGUIRL 30 Wall Street 7 New York, NY 10005 Telephone: (212) 785-4100 8 Facsimile: (212) 785-4040 9 **RUBY & SCHOFIELD** ALLEN J. RUBY (SBN 047109) 125 South Market Street, Suite 1001 10 San Jose, CA 95113 Telephone: (408) 998-8500 11 Facsimile: (408) 998-8503 12 Attorneys for Plaintiff Reese M. Jones 13 UNITED STATES DISTRICT COURT 14 NORTHERN DISTRICT OF CALIFORNIA 15 REESE M. JONES, an individual, 16 Case No. C 04 5357 JW (RS) 17 Plaintiff, [PROPOSED] SEALING ORDER RELATING TO 18 **CLAIMED CONFIDENTIAL** v. INFORMATION 19 DEUTSCHE BANK AG, a corporation; DEUTSCHE BANK SECURITIES, INC, a corporation; MIO SYLVESTER, an individual; 20 MICHAEL SHERRY, an individual: CHENERY [N.D. Cal. Local R. 79-5(c)] ASSOCIATES, a general partnership; CHENERY 21 ASSOCIATES, INC., a California corporation; 2.2. CHENERY MANAGEMENT, INC., a California corporation; CHENERY INVESTMENTS, INC., a Hon. Richard Seeborg 23 California corporation; CHENERY SERVICES. INC., a California corporation; CHENERY 24 CAPITAL, INC., a California corporation; SUSSEX FINANCIAL ENTERPRISES, INC., a 25 California corporation; ROY E. HAHN, an individual; DOES ONE THROUGH THIRTY. 26 inclusive: 27 Defendants. 28

Plaintiff Reese M. Jones ("Jones") and Defendants Deutsche Bank AG and Deutsche Bank Securities, Inc. (collectively, "Deutsche Bank") have stipulated to the replacement of the current versions of Deutsche Bank's Motion to Compel Production of Documents by Mr. Mark Annala / M.L. Annala & Associates and Plaintiff Reese M. Jones ("Motion to Compel") and the Declaration of Adam J. Kaiser in support thereof ("Kaiser Declaration"), filed under Docket Nos. 212 and 213, with redacted versions of the Motion to Compel and the Kaiser Declaration; and that unredacted versions of the Motion to Compel and Kaiser Declaration be filed under seal in compliance with local rules. Jones has requested, with deutsche Bank's consent, the Court on October 2, 2006, to seal portions of the Motion to Compel and Kaiser Declaration; and upon consideration of the pleading and judicially noticed facts,

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## IT IS HEREBY ORDERED:

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1. Deutsche Bank's Motion to Compel Production of Documents by Mr. Mark Annala / M.L. Annala & Associates and Plaintiff Reese M. Jones, Docket No. 212, and the Declaration of Adam J. Kaiser in support thereof, Docket No. 213, shall be removed from the docket to prevent public viewing;

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2. The Redacted Motion to Compel and Kaiser Declaration attached as Exhibits A and B to Stipulation for Sealing Order Relating to Claimed Confidential Information, filed concurrently herewith, shall be filed and entered into the docket;

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3. The parties shall arrange to have non-redacted versions of the Motion to Compel and the Kaiser Declaration filed in compliance with Local Rule 79-5(b). 4.

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The operative filing date for all purposes of the redacted Motion to Compel and Kaiser Declaration shall remain August 23, 2006, and the entry of this Order shall not result in an adjournment of the hearing, currently scheduled for October 4, 2006, on the

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Motion to Compel, which has been fully briefed.

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